IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

and
HON'BLE SRI JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 1497 of 2005

Between:

1 A.P.State Police Housing Corporation Ltd., Police Head Quarters Compound, Saifabad, Hyderabad.
rep.by its Managing Director, Sri B.M.Ramalingeswara Rao.
2 The Executive Engineer, AP State Police Housing Corporation Ltd., Cuddapah.

..... PETITIONERS

AND

1 The Hon'ble Arbitral Tribunal, Presided by Sri Justice T.Ranga Rao, Former Judge, Hon'ble High Court of Andhra Pradesh, Hyderabad.
2 K.Mahaboob Khan, S/o.Abdullah Saheb, H.NO.12-5-23, Fort, Hindupur 515201 Ananthapur District.
3 The Superintendent Engineer, R&B Quarters Circle, Near Meera Talkies, Khairatabad, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue notice, call for records, quash the Award made in A.A.No. 13 of 2002, dt.13-10-2003 on the file of the 1st Respondent herein, by issuing a writ of certiorari or any other appropriate writ or order or orders or direction or directions as this Hon'ble court deems fit and proper in the circumstances.

Counsel for the Petitioners : MR.P.NAGESWAR SREE

Counsel for the Respondent No. 3: GP FOR ROADS & BUILDINGS.

Counsel for the respondent No.2: None appeared.

The Court at the admission stage made the following:

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ORAL ORDER:

(per Hon'ble The Chief Justice)

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1 . In order to question the legality and validity of the award made on 13.10.2003 in Arbitration Application No.13 of 2002, petitioners have chosen to file this writ petition. On 16.02.2005 we had called upon the petitioners to satisfy us about the maintainability of the writ petition under Article 226 of the Constitution of India. Learned counsel for the petitioners today submits that remedy to question the award will be to take out appropriate proceedings under the Arbitration and Conciliation Act, 1996.

2. In view of the fact that there is adequate remedy available to the petitioners, the writ petition is dismissed reserving liberty to the petitioners to take out appropriate proceedings in accordance with law. No costs.

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DEVINDER GUPTA. C.J.,

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B. SESHASAYANA REDDY. J.,

Dated: 16.03.2005.

VRK.

To

1. The Hon'ble Sri Justice T.Ranga Rao, Former Judge, High Court of Andhra Pradesh, Hyderabad.

2 The Superintendent Engineer, R&B Quarters Circle,

Near Meera Talkies, Khairatabad,
Hyderabad.

3. Two CCs each to G.P. for Arbitration & G.P. for Roads & Buildings, High Court Buildings,
Hyderabad (OUT).

4. Two CD copies.

*Form-NIC-OGS/WP{**JA**}*

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE B. SESHASAYANA REDDY.

W.P.NO. 1497 OF 2005.

(Order of the Bench delivered by

Hon'ble The Chief Justice)

Dt: 16.03.2005.